

Beaver County
Beaver, UT 84713
November 5, 2001

The Board of County Commissioners met on November 5, 2001 at 10:00 a.m. for its regularly scheduled meeting. Those present were William L. Dalton, Chairman; Mark S. Whitney, Member; Patrick R. Yardley, Member; Leo G. Kanell, Attorney; Bryan L. Harris, Commission Assistant; and Maureen Verhaeren, Commission Secretary.

Minutes of the October 1 and 15, 2001 meetings were read. It was moved by Comm. Yardley, seconded by Comm. Whitney and unanimously passed to approve the minutes.

Keven Whicker, GIS Specialist, met with the Board to discuss prioritization of County "D" roads for the RS2477 lawsuit. The consensus of the Board was to have Keven inventory as many of the "D" roads as can be traveled by truck or four wheeler as possible. Commissioner Whitney will talk with the sheriff about using the Search and Rescue four wheeler to help with this effort.

Drew Hopkins met with the Board and was asked to move the Special Service District office outside of Elk Meadows Resort per a pending Attorney General request. Mr. Hopkins answered questions regarding the use of SSD and Resort equipment. At the Board's request, he will meet with the Board every month at Commission Meeting to keep the members updated.

LaDonna Reynolds met with the Commission and presented a petition signed by the property owners living on and adjacent to East River Drive. After discussion, the Board decided not to widen the area of the road referred to in the petition. Commissioner Whitney, Bryan Harris, and Doug Erickson will assess the road for possible grading and graveling.

Mrs. Reynolds also presented petitions signed by Beaver County residents on behalf of the "Grove Buck". Bryan Harris will follow up on getting the buck back to Beaver County.

Discussion of Resolution 2001-xx, Resolution of Appointment of a Beaver County Representative and an Alternate Representative for the Utah Association of Counties Insurance Mutual Membership Meeting was held. Comm. Yardley moved, Comm. Whitney seconded, and it passed unanimously to appoint Paul B. Barton as the county representative and Comm. Yardley as the alternate. The Board also discussed the Tenant User Liability Insurance Program.

A public meeting to consider potential projects for the Community Development Block Grant was held at 11:00. Present was Cindy Bradshaw. Bryan Harris explained the matching grant program and announced that the County is working on a proposal for restoration of the old courthouse. Mrs. Bradshaw asked about grants for economic development, specifically plastics recycling. The Board referred Mrs. Bradshaw to the County Economic Development Council, which will meet monthly. There being no further comments, the hearing was closed at 11:19 a.m.

Mary Lou Carroll met with the Commission regarding the animal control ordinance. There have been many recent incidents concerning injuries to livestock by dogs running at large. The current ordinance does not address this issue, nor does it provide guidelines for restitution. Mr. Kanell will work with the Sheriff and Deputy Carroll to develop a policy for the Board's review.

Ms. Carroll also discussed the conditional use permit for kennel owners with the Board. The Board asked Deputy Carroll to act as liaison with kennel owners and Planning & Zoning to get the conditional use permit application completed and processed. Commissioner Dalton will inform Craig Davis of this decision.

Sheriff Yardley and Deputy Carroll presented information to the Board on the disposition of animal control tickets in the county justice courts. Commissioner Whitney will talk with Judge Thompson about this matter. The Board asked the Sheriff to include the cost of a larger animal control facility in next year's budget, and the Board will approach the cities to ascertain if they can share the costs.

Sheriff Ken Yardley presented a bid from Kinross Electrical for wiring two upstairs offices in the Milford City building to use when the Commission Office moves into the offices the Sheriff now occupies. The Sheriff will use the old Commission Office as an intoxilizer room. Commissioner Whitney has talked with Milford City and is negotiating space rent costs.

Merlin Mackay, Sylvia Clements, and Joe Clements met with the Board to request funding for the Cedar Composite Squadron-Civil Air Patrol for 2002. Mr. Mackay explained the function of the Civil Air Patrol squadron in the Southern Utah area and the methods of fund raising necessary to maintain this voluntary unit. Comm Whitney moved, Comm Yardley seconded, and it was unanimously passed to donate \$1,000 to the Squadron.

Bryan Harris explained to the Board Ordinance No. 2001-04, an Ordinance Establishing a Historic Preservation Commission to Survey and Inventory Community Historic Resources. Comm Yardley moved, Comm Whitney seconded, and the Ordinance was adopted by the following vote:

YEA: Comm Dalton
 Comm Whitney
 Comm Yardley

NAY: None

Mr. Harris then presented the Local Government Certification Agreement for the Board's approval. Comm. Whitney moved, Comm. Yardley seconded, and the Agreement was adopted by the following vote:

YEA: Comm Dalton
 Comm Whitney
 Comm Yardley

NAY: None

The Board discussed signing the Engineering Services Agreement for Fairground Bridge. Comm. Whitney moved, Comm. Yardley seconded, and it passed unanimously to sign the agreement.

The Board reviewed the application of Glenna Rouchleau for a hardship property tax abatement. Comm. Yardley moved, Comm. Whitney seconded, and it passed unanimously to approve the abatement.

The Board reviewed Conditional Use Permit No. 99-8, 2nd Amendment, A Permit Allowing Circle Four Farms to Construct and Operate 20 Swine Finishing Buildings. Mr. Harris and Mr. Kanell noted that Circle Four Farms has changed the language in the permit since it was approved by Planning & Zoning. Mr. Harris read the original language and the amended language for the Board. Comm Yardley moved, Comm Whitney seconded, and it unanimously passed to grant the amended Conditional Use Permit.

At 2:00 p.m. the meeting adjourned for an Elk Meadows Special Service District Advisory Board Meeting.

The meeting reconvened at 3:00 p.m.

A Memorandum of Agreement with Robert Weidner was presented to the Board. Comm. Whitney moved to pay Mr. Weidner the \$7,500 he is requesting for his services but not to sign the contract unless other counties sign. Comm. Yardley seconded the motion. The motion passed by the following vote:

YEA: Commissioner Whitney
 Commissioner Yardley

NAY: Commissioner Dalton

The fencing ordinance was discussed. Bryan Harris will get copies of the Millard County and Iron County ordinances for the Board to review.

A request for payment from Rollins Construction for the oil on Thermo Road was discussed by the Board. Doug Erickson, Bryan Harris, and Commissioner Dalton will meet with Dick Rollins this week to resolve the matter.

Bills on file were approved for payment.

There being no further business, the meeting was adjourned.